

NOTICE OF NORTH CANTON CITY COUNCIL MEETING
Monday, February 8, 2016, 7:00 p.m., City Hall
Agenda

1. Call to Order
2. Opening Prayer
3. Pledge of Allegiance
4. Roll Call
5. Consideration:
6. Recognition of Visitors
7. Old Business
8. **Ordinance No. 54 - 2015 – 2nd Reading – Community & Economic Development Committee**

An ordinance authorizing the Mayor of the City of North Canton to take all necessary actions to exchange portions of certain parcels of real estate with Michael Shuster.

9. New Business
10. **Ordinance No. 4- 2016 – 1st Reading – Ordinance, Rules and Claims Committee**

An ordinance authorizing all action necessary to establish a governmental electric aggregation program with opt-out provisions pursuant to Section 4928.20 of the Ohio Revised Code for the residents, businesses, and other electric consumers in the City of North Canton, and declaring the same to be an emergency.

11. **Ordinance No. 5 - 2016 – 1st Reading – Ordinance, Rules and Claims Committee**

An ordinance amending Part Five – General Offenses Code of the Codified Ordinances of the City of North Canton by the amendment of Chapter 505 Animals and Fowl.

12. **Ordinance No. 6 - 2016 – 1st Reading – Ordinance, Rules and Claims Committee**

An ordinance amending TITLE THREE – LEGISLATION, of the Codified Ordinances of the City of North Canton specifically CHAPTER 111 – COUNCIL, SECTION 111.01 – MEETINGS, TIME, PLACE, AND RECORDING PROCEDURE.

13. **Ordinance No. 7 - 2016 – 1st Reading – Personnel and Safety Committee**

An ordinance authorizing the Mayor of the City of North Canton to enter into an agreement allowing the North Canton Police Department to become a participating agency with the Canton Regional SWAT Cooperative Team, and declaring the same to be an emergency.

14. Ordinance No. 8 - 2016 – 1st Reading – Street and Alley Committee

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, and on behalf of the City of North Canton, to enter into an agreement to participate in the Ohio Department of Transportation's (ODOT) cooperative purchasing program to contract for the purchase of sodium chloride (rock salt) for the 2016-2017 winter season.

15. Ordinance No. 9 - 2016 – 1st Reading – Street and Alley Committee

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement with the Board of Stark County Commissioners for the Everhard Road and Whipple Avenue Improvement Project, and declaring the same to be an emergency.

16. Ordinance No. 10 - 2016 – 1st Reading – Street and Alley Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets, alleys, and parking lots, at a cost not to exceed \$800,000.

17. Ordinance No. 11 - 2016 – 1st Reading – Street and Alley Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Charlotte Street NE Improvements Project, at a total cost not to exceed \$250,000, and declaring the same to be an emergency.

18. Ordinance No. 12 - 2016 – 1st Reading – Street and Alley Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Parkview Avenue NW Rehabilitation Project, at a total cost not to exceed \$300,000.

19. Ordinance No. 13 - 2016 – 1st Reading – Street and Alley Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Sheraton Drive NW Drainage Improvements Project, at a total cost not to exceed \$300,000.

20. Ordinance No. 14 - 2016 – 1st Reading – Street and Alley Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the East Maple Street (Westgate @ Walsh University) Street Improvements Project, and declaring the same to be an emergency.

21. Ordinance No. 15 - 2016 – 1st Reading – Water, Sewer and Rubbish Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Heatherwood Street SW Waterline Replacement Project, at a total cost not to exceed \$400,000, and declaring the same to be an emergency.

22. Ordinance No. 16 - 2016 – 1st Reading – Water, Sewer and Rubbish Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Salway Avenue SW Waterline Replacement Project, at a total cost not to exceed \$1,050,000, and declaring the same to be an emergency.

23. Ordinance No. 17 - 2016 – 1st Reading – Finance and Property Committee

An ordinance amending Ordinance No. 21 – 2015, the North Canton Service Center Siding Replacement Project in the City of North Canton, increasing the appropriation from not to exceed \$185,000.00 to not to exceed \$225,000.00, and declaring the same to be an emergency.

24. Ordinance No. 18 - 2016 – 1st Reading – Finance and Property Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the purchase of gasoline and diesel fuel for use by all City departments, for either a one year or two year period commencing June 1, 2016, and declaring the same to be an emergency.

25. Ordinance No. 19 - 2016 – 1st Reading – Finance and Property Committee

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract by and between the City of North Canton and the City of Canton for the purpose of providing legal representation in the Canton Municipal Court, at a total cost not to exceed \$19,500 per year, for a period of two years beginning January 1, 2016 through December 31, 2017, and declaring the same to be an emergency.

26. Ordinance No. 20 - 2016 – 1st Reading – Finance and Property Committee

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the purchase of two dump trucks from a vendor, or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

27. Ordinance No. 21 - 2016 – 1st Reading – Finance and Property Committee

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the purchase of three trucks from a vendor, or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

28. Ordinance No. 22 - 2016 – 1st Reading – Finance and Property Committee

An ordinance amending Ordinance No. 46 – 2015, the Fixed Base Water Meter Project in the City of North Canton, increasing the appropriation from not to exceed \$1,074,000.00 to not to exceed \$1,520,000.00

29. Reports - Council:

Doug Foltz	Ward 1	Mark Cerreta	At Large
Daniel Peters	Ward 2	Dan Griffith	At Large
Stephanie Werren	Ward 3	Marcia Kiesling	At Large
Dominic Fonte	Ward 4		

30. Reports:

Director of Law	Director of Finance	Director of Administration
Mayor	City Engineer	Clerk of Council

31. Final Call for New Business**32. Adjourn**

Mary Beth Bailey
Clerk of Council

North Canton City Council
Community and Economic Development Committee

Ordinance No. 54 - 2015

An ordinance authorizing the Mayor of the City of North Canton to take all necessary actions to exchange portions of certain parcels of real estate with Michael Shuster.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to take all necessary actions to exchange portions of certain parcels of real estate with Michael Shuster.
- Section 2. That a portion of said parcel consisting of approximately 0.48 acres owned by the City of North Canton, parcel number 9480024, be exchanged in return for portion of a parcel consisting of approximately 0.48 acres by Michael Shuster, parcel number 10006117, as depicted in Exhibit A, which is incorporated herein.
- Section 3. That this exchange of real estate will adjust the property lines resulting in more usable square footage and resolve certain easement issues, to the mutual benefit of both owners, which demonstrates that there is good cause for the exchange, that the transferred land is no longer needed by City, and that the exchange will not be detrimental to the City's general interest.
- Section 4. That all costs associated with this exchange shall be the responsibility of Michael Shuster.
- Section 5: That the City hold a public meeting regarding this matter on Monday, October 12, 2015 and provide notice to all residents located within 200 feet of the subject parcels.
- Section 6. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2015


David Held, Mayor

Signed: _____, 2015

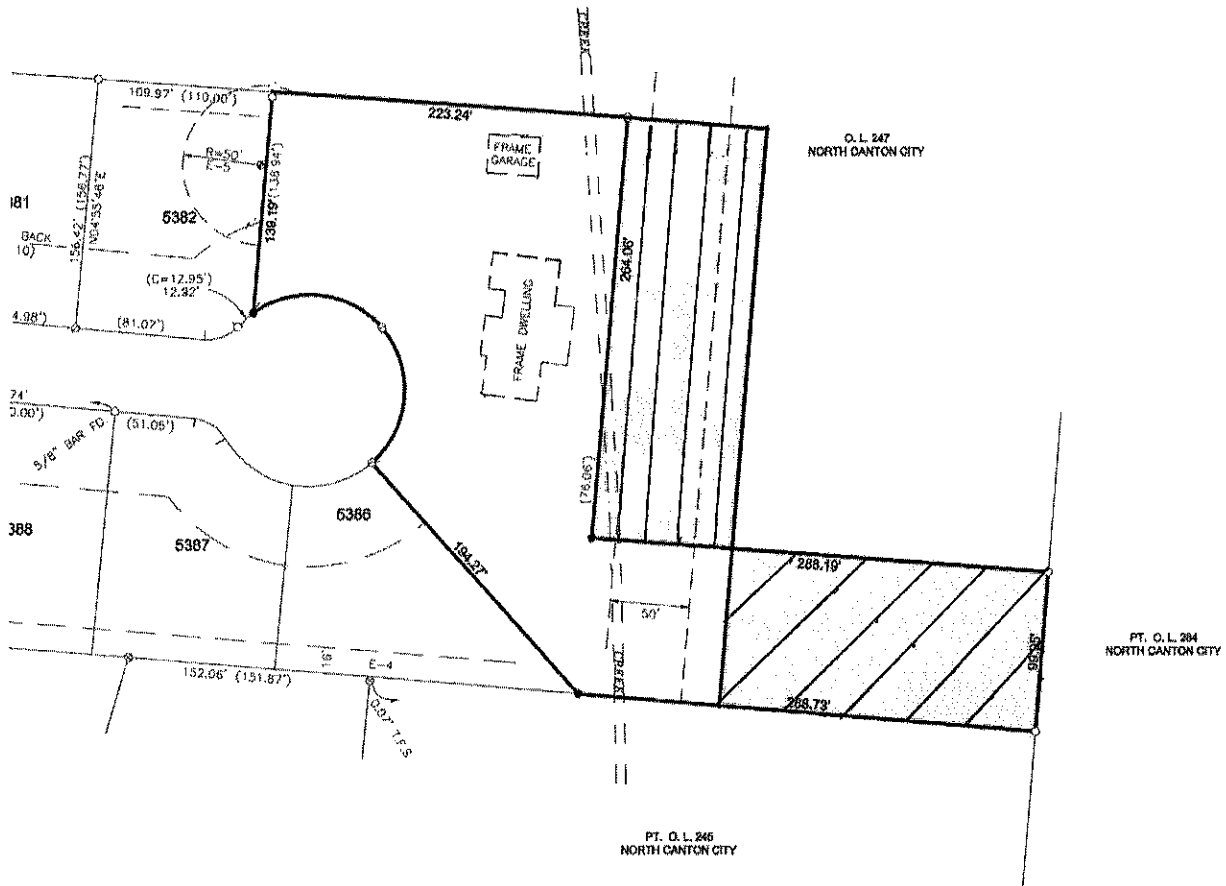
ATTEST:

Mary Beth Bailey, Clerk of Council

Exhibit A

Shuster's Exchange: 0.48 acres 

North Canton Exchanges: 0.48 acres 



North Canton City Council
Ordinance, Rules and Claims Committee

Ordinance No. 4 - 2016

An ordinance authorizing all action necessary to establish a governmental electric aggregation program with opt-out provisions pursuant to Section 4928.20 of the Ohio Revised Code for the residents, businesses and other electric consumers in the City of North Canton, and declaring the same to be an emergency.

WHEREAS, on November 3, 2015, North Canton residents voted in favor of the City having the authority to aggregate the retail electric loads located in the City and to enter into service agreements to facilitate for those loads the sale and purchase of electricity pursuant to Sections 4928.20 of the Ohio Revised Code; and

WHEREAS, after the passage of the ballot, the City of North Canton held two public hearings as required by Section 4928.20(c) of the Ohio Revised Code to explain customer rights in an opt-out aggregation and to adopt a Plan of Operation and Governance for its electric governmental aggregation program.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Council of the City of North Canton acknowledges the affirmative vote of the electorate on November 3, 2015, thereby granting authority to the City of North Canton to establish an electric aggregation program.
- Section 2. That this Council hereby adopts the City of North Canton's Plan of Operation and Governance, for the implementation and administration of the City's electric aggregation program in accordance with Section 4928.20(c) of the Ohio Revised Code. A copy of the Plan of Operation and Governance is attached hereto as Exhibit A.
- Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary to be immediately effective in order for the citizens of North Canton to begin realizing the savings sought by the Electric Aggregation Program; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Ordinances, Rules & Claims Committee

Ordinance No. 5 - 2016

An ordinance amending Part Five - General Offenses Code of the Codified Ordinances of the City of North Canton by the amendment of Chapter 505 Animals and Fowl, and declaring the same to be an emergency.

WHEREAS, North Canton City Council deems it necessary to protect the health, safety, and welfare of animals in the City; and

WHEREAS, additional regulations are necessary to prevent the neglect of animals and to ensure their humane treatment; and

WHEREAS, it is necessary and appropriate to require animal owners to provide adequate water, food, veterinary care, and suitable shelter for their animals; and

WHEREAS, it is essential that animals be tethered under only proper or legally-permitted conditions;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. Chapter 505, Animals and Fowl, of Part Five - General Offenses Code of the City of North Canton is hereby amended and modified to read as follows:

505.072 Neglect of Animals

(a) No person who owns or keeps an animal shall fail to provide the animal all of the following needs:

(1) Clean, potable drinking water at all times, and suitable food, of sufficient quality and quantity as to ensure normal growth and the maintenance of normal body weight;

(2) Food and water receptacles that are kept clean and disinfected, and located so as to avoid contamination by feces or other wastes;

(3) Necessary veterinary care;

(4) Shelter from the elements, including heat, cold, wind, rain, snow, or excessive direct sunlight. If the animal is housed outside, a structure for shelter and protection must be provided that is suitable for the species, age, condition, size, and type of that animal. The structure must be completely enclosed and insulated, having a single entrance/exit secured with a flap or door or similar devise. The structure shall be moisture-resistant, wind-resistant, and of suitable size and type to allow the animal to stand, turn about freely, lie in a normal position, and regulate proper body temperature. The structure shall be made of a durable material with a solid, moisture-proof floor and a floor raised at least two inches from the ground. Suitable drainage shall be provided so that water cannot be reasonably expected to gather and stand within 10 feet of the structure, and so the animal has access to a dry area at all times. Proper bedding of straw or similar material, that remains dry, must be utilized inside the structure. All structures required by this section shall be subject to all building and zoning regulations.

(b) No person who shelters an animal from the elements by means of an animal shelter, a cage, or a pen shall fail to conform it to the following requirements:

(1) The shelter, cage or pen shall be appropriate to the animal's size, weight, and other characteristics, with sufficient space to allow the animal to turn about freely and lie in a normal position;

(2) The shelter, cage or pen shall provide sufficient shade to allow the animal to escape the direct rays of the sun at all times;

(3) The shelter, cage or pen shall be regularly cleaned and sanitized.

(c) (1) A court may order a person who is convicted of or pleads guilty to a violation of this section to forfeit to an impounding agency, as defined in R.C. 959.132, any or all of the animals in that person's ownership or

care. The court also may prohibit or place limitations on the person's ability to own or care for any animals for a specified or indefinite period of time.

(2) A court may order a person who is convicted of or pleads guilty to a violation of this section to reimburse an impounding agency for the reasonably necessary costs incurred by the agency for the care of an animal that the agency impounded as a result of the investigation or prosecution of the violation, provided that the costs were not otherwise paid under R.C. 959.132.

(3) If a court has reason to believe that a person who is convicted of or pleads guilty to a violation of this section suffers from a mental or emotional disorder that contributed to the violation, the court may impose as a community control sanction or as a condition of probation a requirement that the offender undergo psychological evaluation or counseling. The court shall order the offender to pay the costs of the evaluation or counseling pursuant to R.C. 959.99.

505.18 Tethering Animals

(a) No person shall tether an animal outdoors in any of the following circumstances:

(1) For more than six hours total in a 24-hour period or for more than three consecutive hours with less than a one hour period between tetherings;

(2) Between the hours of 10:00 p.m. and 6:00 a.m.;

(3) If a heat or cold advisory has been issued by a local or state authority or the National Weather Service;

(4) If a severe weather warning has been issued by a local or state authority or the National Weather Service;

(5) If the tether is less than five times the animal's length;

(6) If the tether allows the animal to touch the fence or cross the property line or cross onto public property;

(7) If the tether is attached by means of a pinch-type, prong-type, or choke-type collar or if the collar is unsafe or is not properly fitted;

(8) If the tether may cause injury or entanglement;

(9) If the animal is not provided with its needs as identified in Section 505.072;

(10) If the tether is made of a material that is unsuitable for the animal's size and weight or that causes any unnecessary discomfort to the animal;

(11) If no owner or occupant is present at the premises.

(b) As used in this section, "tether" means a rope, chain, cord, dog run or pulley, or similar restraint for holding an animal in place, allowing a radius in which it can move about.

(c) Whoever violates this section is guilty of a minor misdemeanor on the first offense, a misdemeanor of the fourth degree on the second offense, and a misdemeanor of the first degree on the third or any subsequent offense. Notwithstanding the foregoing penalties, if an animal becomes sick or injured as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree.

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance are repealed.

Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to put in place these regulations to ensure the humane treatment of animals with the City, wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and the approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

ATTEST:

Signed: _____, 2016

Mary Beth Bailey, Clerk of Council

North Canton City Council
Ordinance, Rules and Claims Committee

Ordinance No. 6 - 2016

An ordinance amending TITLE THREE - LEGISLATION, of the Codified Ordinances of the City of North Canton specifically CHAPTER 111 - COUNCIL, SECTION 111.01 - MEETINGS: TIME, PLACE, AND RECORDING PROCEDURE.

WHEREAS, the issues before City Council are often not routine, but are dynamic, and evolve based upon the City's ever-changing needs;

WHEREAS, to properly and timely address these ever-changing needs, City Council's agenda should also be dynamic, while continuing to provide proper notice of Council's intent.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That TITLE THREE - LEGISLATION, of the Codified Ordinances of the City of North Canton, specifically CHAPTER 111 - COUNCIL, SECTION 111.01 - MEETINGS: TIME, PLACE, AND RECORDING PROCEDURE, be and the same is hereby amended to read as follows:

CHAPTER 111.01 - MEETINGS: TIME, PLACE, AND RECORDING PROCEDURE.

(a) City Council shall hold Council or Committee of the Whole meetings as the City's needs require. Accordingly, Council shall hold either a Council or Committee of the Whole meeting, or both, on Mondays at 7:00 p.m. in Council chambers, located in City Hall, 145 North Main Street. During the months of July and August, however, such meetings shall be held on the first and second Monday in July and the third and fourth Mondays in August, and during the months of December and January, on the first and second Mondays in December and the third and fourth Mondays in January.

(b) If a Council meeting date falls on a holiday recognized by the City, the meeting date shall be rescheduled or canceled.

(c) A meeting or public hearing's start time and date may be set, amended, or canceled by a motion, a second, and a majority roll-call vote taken at any regular or special meeting, or upon the request of four Council members.

(d) Special meetings may be called by a majority roll-call vote of Council taken at any regular or special meeting thereof, or shall be called by the Clerk of Council upon the written request of the Mayor, President of Council, or any three Council members. Written notice of

special meetings shall state the date, time, location, and subject(s) to be considered, and no other subject(s) shall be considered thereat.

(1) The Clerk of Council shall cause the written notice to be served to Council members' and Mayor by e-mail, personally, or by leaving a copy thereof at the member's residence not less than twenty-four hours preceding the time for the meeting.

(2) If a special meeting is called by a Council vote taken at any regular meeting or special meeting from which any Council member or the Mayor is absent, the Clerk of Council shall provide written notice to the absentee by e-mail and by leaving a copy thereof at the absentee's residence not less than twenty-four hours preceding the time for the meeting. Service of such notice may be waived by a writing signed prior to the hour of such meeting and the absentee shall be deemed conclusively to have waived such notice by attendance at any such special meeting.

(e) All Council and Committee of the Whole meetings, with the exception of executive sessions, shall be recorded.

(f) All recorded Council meetings shall be transcribed verbatim. Upon the committee chairperson's request and the President of Council's concurrence, a recorded Committee of the Whole meeting shall be transcribed verbatim.

(g) The Clerk of Council, in conjunction with the Director of Law and President of Council, is authorized to correct typographical errors discovered during or after the pendency, approval, or enactment of meeting minutes, resolutions, or ordinances, which do not substantially alter the intended results. Corrected copies shall be sent to all official recipients.

(h) Members of the public and media may record meetings by means of electronic or other media devices as long as the recording does not cause a disruption to the proceedings.

(1) A "disruption" can include, but is not limited to, obstructing the view of others, and creating noise that keeps others from hearing the proceedings.

(2) Video recording equipment and crew location shall be stationary due to the limited space of Council chambers.

(3) Video cameras, tripods, and crew shall be behind the public seating, or other designated area as the President of Council shall determine.

(4) No tripods are permitted in any exit pathways (aisles), including entrances and exits.

(i) All ordinances or parts of ordinances in conflict with this ordinance are repealed.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that it shall not affect the validity or enforceability of any other provision of this ordinance.

Section 3. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2016

David Held, Mayor

ATTEST:

SIGNED: _____, 2016

Mary Beth Bailey, Clerk of Council

North Canton City Council
Personnel and Safety Committee

Ordinance No. 7 - 2016

An ordinance authorizing the Mayor of the City of North Canton to enter into an agreement allowing the North Canton Police Department to become a participating agency with the Canton Regional SWAT Cooperative Team, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to enter into an agreement allowing the North Canton Police Department to become a participating agency with the Canton Regional SWAT Cooperative Team. The other members of the Canton Regional SWAT Cooperative Team are Canton Police Department, Canal Fulton Police Department, Carroll County Sheriff Office, Carrollton Police Department, Jackson Township Police Department, Lawrence Township Police Department, Magnolia Police Department, Minerva Police Department, Perry Township Police Department and the Stark County Sheriff Office. North Canton Police Department shall provide a minimum of one member equipped with basic SWAT gear.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton, due to the recent loss of the City's SRT commander it would be essential for the timely implementation of the agreement between the parties to better serve the policing needs of the citizens of North Canton; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016.

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 8 - 2016

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, and on behalf of the City of North Canton, to enter into an agreement to participate in the Ohio Department of Transportation's (ODOT) cooperative purchasing program to contract for the purchase of sodium chloride (rock salt) for the 2016-2017 winter season.

WHEREAS, Section 5513.01(B) of the Revised Code provides the opportunity for the Ohio turnpike and infrastructure commission, any political subdivision, and any state university or college to participate in contracts with ODOT for the purchase of machinery, material, supplies, or other articles; and

WHEREAS, the City of North Canton is in need of rock salt for the 2016-2017 winter season.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized, upon Board of Control approval, and on behalf of the City of North Canton, to enter into an agreement to participate in the ODOT contract for the purchase of rock salt for the 2016-2017 winter season.
- Section 2. That the Mayor is hereby authorized to agree in the name of the City of North Canton to be bound by all terms and conditions as the Director of Transportation prescribes.
- Section 3. That the Mayor is hereby authorized to agree in the name of the City of North Canton to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of North Canton participates.
- Section 4. That the City of North Canton shall be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Revised Code. The City of North Canton releases and forever discharges the Director of Transportation and ODOT from all such claims, actions, expenses, or other damages arising out of its participation in the cooperative purchase program that the City of North Canton may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

- Section 5. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that it shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 6. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 9 – 2016

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement with the Board of Stark County Commissioners for the Everhard Road and Whipple Avenue Improvement Project, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, upon Board of Control approval, is hereby authorized to enter into a project agreement with the Board of Stark County Commissioners for the Everhard Road and Whipple Avenue Improvement Project, wherein Stark County shall apply for funding from the Ohio Public Works Commission and Stark County Area Transportation Study grants which is anticipated to pay 80% of the overall project cost, which shall be distributed proportionately inside and outside the City, and the City shall be responsible to fund its share of costs only within the City not covered by the grant.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton, and further necessary for the timely completion of the Everhard Road and Whipple Avenue Improvement Project to improve the flow and safety of traffic for motorists and pedestrians; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 10 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets, alleys, and parking lots, at a cost not to exceed \$800,000.

WHEREAS, certain City streets, alleys, and parking lots require resurfacing, repaving, replacement, repair, and preventative maintenance; and

WHEREAS, the City desires to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets, alleys, and parking lots.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets, alleys, and parking lots.

Section 2. That the Mayor of the City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets, alleys, and parking lots, at a cost not to exceed \$800,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriations:

209	STORM SEWER LEVY FUND	
209.745.5229	Contract Payments	\$100,000
210	STREET IMPROVEMENT LEVY FUND	
210.543.5229	Contract Payments	\$150,000
330	CAPITAL IMPROVEMENT FUND	
330.546.5229	Contract Payments	\$350,000

651 WATER EXP. REPAIR & IMPROVEMENT FUND
651.767.5229 Sewer Revenue \$100,000

652 SEWER REVENUE FUND
652.779.5229 Contract Payments \$100,000
\$800,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 11 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Charlotte Street NE Improvements Project, at a total cost not to exceed \$250,000, and declaring the same to be an emergency.

WHEREAS, Charlotte Street NE requires street improvements; and

WHEREAS, the City desires to enter into a contract for street improvements at Charlotte Street NE.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office, for the Charlotte Street NE Improvements Project.
- Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the Charlotte Street NE Improvements Project, at a total cost not to exceed \$250,000.
- Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

209 STORM SEWER IMPROVEMENT LEVY FUND	
209.745.5229 Contract Payments	\$25,000
651 WATER EXP. REPL. AND IMPROVEMENT FUND	
651.767.5502 Facilities – Inside Water Lines	\$150,000
652 SEWER OPERATING FUND	
652.779.5501 Facilities – Sewer Lines	\$75,000

upon receipt of vouchers duly approved by the proper departmental authority.

- Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely bid process and completion of the Charlotte Street NE Improvement Project during a weather permitting season; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 12 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Parkview Avenue NW Rehabilitation Project, at a total cost not to exceed \$300,000.

WHEREAS, Parkview Avenue NW requires rehabilitation work; and

WHEREAS, the City desires to enter into a contract for rehabilitation work at Parkview Avenue NW.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office, for the Parkview Avenue NW Rehabilitation Project.

Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the Parkview Avenue NW Rehabilitation Project, at a total cost not to exceed \$300,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

330 CAPITAL IMPROVEMENT FUND	
330.546.5229 Contract Payments	\$300,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 13 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Sheraton Drive NW Drainage Improvements Project, at a total cost not to exceed \$300,000.

WHEREAS, Sheraton Drive NW requires drainage improvements; and

WHEREAS, the City desires to enter into a contract for drainage improvements at Sheraton Drive NW.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office, for the Sheraton Drive NW Drainage Improvements Project.

Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the Sheraton Drive NW Drainage Improvements Project, at a total cost not to exceed \$300,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

330 CAPITAL IMPROVEMENT FUND	
330.546.5229 Contract Payments	\$300,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 14 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the East Maple (Westgate at Walsh University) Street Improvements Project, at a total cost not to exceed \$250,000, and declaring the same to be an emergency.

WHEREAS, East Maple (Westgate at Walsh University) Street requires street improvements; and

WHEREAS, the City desires to enter into a contract for street improvements at East Maple (Westgate at Walsh University) Street.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office, for the East Maple (Westgate at Walsh University) Street Improvements Project.

Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the East Maple (Westgate at Walsh University) Street Improvements Project, at a total cost not to exceed \$250,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

210 STREET IMPROVEMENT LEVY FUND	
210.543.5229 Contract Payments	\$16,500

333 HOOVER DISTRICT IMPROVEMENT FUND	
330.627.5228 Contract Payments – Developer	\$233,500

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely bid process and completion of the East Maple (Westgate at Walsh University) Street Improvements Project during a weather permitting season; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Water, Sewer and Rubbish Committee

Ordinance No. 15 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Heatherwood Street SW Waterline Replacement Project, at a total cost not to exceed \$400,000, and declaring the same to be an emergency.

WHEREAS, Heatherwood Street SW requires waterline replacement;
and

WHEREAS, the City desires to enter into a contract for a waterline replacement at Heatherwood Street SW.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office, for the Heatherwood Street SW Waterline Replacement Project.

Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the Heatherwood Street SW Waterline Replacement Project, at a total cost not to exceed \$400,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

209	STORM SEWER IMPROVEMENT LEVY FUND	
209.745.5229	Contract Payments	\$ 50,000
651	WATER EXP. REPL & IMPROVEMENT FUND	
651.767.5502	Facilities – Inside Waterlines	\$350,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely bid process and completion of the Heatherwood Street SW Waterline Replacement Project during a weather permitting season; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Water, Sewer and Rubbish Committee

Ordinance No. 16 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract for the Salway Avenue SW Waterline Replacement Project, at a total cost not to exceed \$1,050,000, and declaring the same to be an emergency.

WHEREAS, Salway Avenue SW requires waterline replacement; and

WHEREAS, the City desires to enter into a contract for a waterline replacement at Salway Avenue SW.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE
CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office, for the Salway Avenue SW Waterline Replacement Project.

Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the Salway Avenue SW Waterline Replacement Project, at a total cost not to exceed \$1,050,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

330	CAPITAL IMPROVEMENT FUND	
301.546.5229	Contract Payments	\$200,000
651	WATER EXP. REPL & IMPROVEMENT FUND	
651.767.5502	Facilities – Inside Water Lines	\$850,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely bid process and completion of the Salway Avenue SW Waterline Replacement Project during a weather permitting season; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 17 – 2016

An ordinance amending Ordinance No. 21 - 2015, the North Canton Service Center Siding Replacement Project in the City of North Canton, increasing the appropriation from not to exceed \$185,000.00 to not to exceed \$225,000.00.

WHEREAS, it is necessary for the City to increase the appropriation from not to exceed \$185,000.00 to not to exceed \$225,000.00 in order for work to begin on the North Canton Service Center Siding Replacement Project.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That Ordinance No. 21 - 2015, the North Canton Service Center Siding Replacement Project, be, and the same is hereby amended to increase its appropriation from not to exceed \$185,000.00 to not to exceed \$225,000.00; copy of Ordinance No. 21 – 2015 is attached hereto and is incorporated herein.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2016.

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 18 - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the purchase of gasoline and diesel fuel for use by all city departments, for either a one year or two year period commencing June 1, 2016, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDINANCE BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office for the purchase of gasoline and diesel fuel for use by all city departments, for either a one year or two year period commencing June 1, 2016.
- Section 2. That the Mayor of the City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the purchase of gasoline and diesel fuel for use by all city departments, for either a one year or two year period commencing June 1, 2016.
- Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract upon receipt of vouchers duly approved by the proper departmental authority from appropriations applicable thereto.
- Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to ensure the continued and efficient City operations; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 19 – 2016

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into a contract by and between the City of North Canton and the City of Canton for the purpose of providing legal representation in the Canton Municipal Court for the prosecution of criminal cases, at a total cost not to exceed \$19,500 per year, for a period of two years beginning January 1, 2016 through December 31, 2017, and declaring the same to be an emergency.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into a contract by and between the City of North Canton and the City of Canton for the purpose of providing legal representation by the City of Canton through its Law Department and Prosecutor's Office with regard to the prosecution of criminal cases and other related matters as provided for therein in the Canton Municipal Court, at a total cost not to exceed \$19,500 per year, payable in eight equal payments to be made on the first day of each quarter.
- Section 2. That the agreement by and between the City of North Canton and the City of Canton shall be effective for a period of two years beginning January 1, 2016 through December 31, 2017.
- Section 3. That the Director of Finance of the City of North Canton, Ohio, be, and is hereby authorized to draw funds necessary for the payment of the above specified agreement from the following appropriation:
- | | | |
|--------------|--------------------------------|--------------|
| 622 | DIRECTOR OF LAW | |
| 101.622.5225 | Professional Services (Canton) | \$19,500/yr. |
- upon receipt of vouchers duly approved by the proper departmental authority.
- Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely renewal of the contract without a loss of service; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2016.

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 20 - 2016

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the purchase of two dump trucks from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

WHEREAS, the City of North Canton must replace two dump trucks; and

WHEREAS, the Ohio Cooperative Purchase Act enables municipalities, such as the City of North Canton, to benefit from economies of scale, expedite its procurement process, and achieve a substantial purchase savings for the purchase of two dump trucks.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Mayor of the City of North Canton, upon Board of Control approval, and pursuant to the Ohio Cooperative Purchase Act, be, and is hereby authorized to enter into an agreement for the purchase of two dump trucks at a cost not to exceed \$185,000.00 per vehicle.

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above-specified contract from the following appropriations:

330	CAPITAL IMPROVEMENT FUND	
330.542.5229	Equipment	\$185,000.00

650	WATER REVENUE FUND	
650.767.5500	Equipment	\$185,000.00

upon receipt of vouchers duly approved by the proper departmental authority.

Section 3. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely purchase of the two dump trucks and to ensure continued efficient operation of the Street and Water Departments during peak paving season; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 21 - 2016

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the purchase of three trucks from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

WHEREAS, the City of North Canton must replace three trucks; and

WHEREAS, the Ohio Cooperative Purchase Act enables municipalities, such as the City of North Canton, to benefit from economies of scale, expedite its procurement process, and achieve a substantial purchase savings for the purchase of three trucks.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Mayor of the City of North Canton, upon Board of Control approval, and pursuant to the Ohio Cooperative Purchase Act, be, and is hereby authorized to enter into an agreement for the purchase of three trucks at a cost not to exceed \$185,000.00 per vehicle.

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above-specified contract from the following appropriations:

330	CAPITAL IMPROVEMENT FUND	
330.542.5229	Equipment	\$120,000.00

652	SEWER OPERATING FUND	
652.779.5500	Equipment	\$50,000.00

upon receipt of vouchers duly approved by the proper departmental authority.

Section 3. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely purchase of the three trucks and to ensure continued efficient operation of the Street and Sewer Departments; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2016

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 22 – 2016

An ordinance amending Ordinance No. 46 - 2015, the Fixed Base Water Meter Project in the City of North Canton, increasing the appropriation from not to exceed \$1,074,000.00 to not to exceed \$1,520,000.00.

WHEREAS, it is necessary for the City to increase the appropriation from not to exceed \$1,074,000.00 to not to exceed \$1,520,000.00 in order for work to begin on the Fixed Base Water Meter Project.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That Ordinance No. 46 - 2015, the Fixed Base Water Meter Project, be, and the same is hereby amended to increase its appropriation from not to exceed \$1,074,000.00 to not to exceed \$1,520,000.00; copy of Ordinance No. 45 – 2015 is attached hereto and is incorporated herein.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2016.

David Held, Mayor

Signed: _____, 2016

ATTEST:

Mary Beth Bailey, Clerk of Council